

1 Chad Austin, Esq. SBN 235457  
2 3129 India Street  
3 San Diego, CA 92103-6014  
4 Telephone: (619) 297-8888  
Facsimile: (619) 295-1401

5 Attorney for Plaintiff, JAMES M. KINDER, an individual

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

11 JAMES M. KINDER, ) Case No. 07 CV 2274 IEG (WMc)  
12 Plaintiff, )  
13 v. ) Judge: Hon. Irma E. Gonzalez  
14 CAVALRY INVESTMENTS, LLC dba ) Mag. Judge: Hon. William McCurine, Jr.  
15 CAVALRY PORTFOLIO SERVICES and )  
16 DOES 1 through 100, inclusive, )  
17 Defendants. )  
  
**PLAINTIFF JAMES M. KINDER'S  
NOTICE OF MOTION; MOTION TO  
REMAND**  
  
Date: March 17, 2008  
Time: 10:30 a.m.  
Place: Courtroom 1

18 TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD: PLEASE  
19 TAKE NOTICE THAT on March 17, 2008 at 10:30 a.m., or as soon thereafter as counsel may be  
20 heard by the above-entitled court, located at 940 Front Street, San Diego, California 92101,  
21 Courtroom 1, Plaintiff JAMES M. KINDER will and hereby does move this Court for Remand  
22 of this case to the San Diego Superior Court, Central Division.  
23

24      // /  
25      // /  
26

1 Plaintiff's Motion is based on this Notice of Motion and Motion, the accompanying  
2 Memorandum of Points and Authorities in Support Thereof, the pleadings and papers on file  
3 herein and other such matters as may be presented to the Court at the time of the hearing.

4 DATED: January 23, 2008

5

6 By: /s/ Chad Austin

7 CHAD AUSTIN, Esq., Attorney for  
Plaintiff, JAMES M. KINDER  
Email: chadaustin@cox.net

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28